



## Notice of Trial

In the Provincial Court of British Columbia  
(Small Claims Court)

Registry File Number: ROB-P-C-1138247

Registry Location: Robson Square Provincial Court  
800 Hornby Street  
Vancouver, British Columbia  
V6Z 2C5

In the case between:

CAVALIERE FINANCIAL & MANAGEMENT INC., Claimant

And:

IMOGO MOBILE TECHNOLOGIES CORP., Defendant

And:

### A trial will be held on:

January 29, 2013 at 09:30 AM , January 30, 2013 at 09:30 AM

(or as soon after this time as the courts schedule allows)

at 800 Hornby Street Vancouver, British Columbia V6Z 2C5

### How will evidence be heard at trial?

A judge may conduct a trial without complying with the formal rules of procedure and evidence, and in doing so may

- (a) ask the parties to explain their cases, to respond to each other and to call witnesses, or
- (b) receive evidence in any other way the judge thinks is appropriate.

### What should the parties bring?

Each party to a claim must bring to the trial all relevant documents and reports including those the judge ordered exchanged or disclosed.

### If a defendant does not attend

If a defendant or third party does not attend the trial, either personally or by a representative, the judge may

- (a) allow the claim,
- (b) make a payment order or order or other appropriate order against that defendant or third party, and
- (c) dismiss the counterclaim (if any).

### If a claimant does not attend

If a claimant does not attend the trial, either personally or by a representative, the judge may dismiss the claim.

### Adjourning a trial

A party may make an application to a judge to request a postponement or adjournment of the trial and must attend at a hearing to make the application.

### Fee to adjourn a trial

A party who applies for an adjournment less than 30 days before the trial date must pay a fee if the adjournment is granted. The fee must be paid within 14 days after the adjournment or within a longer period of time set by the registrar.

### Failure to pay the fee

If a party fails to pay the fee to adjourn a trial, a judge may

- (a) dismiss the claim if that party is the claimant
  - (b) strike out the reply, counterclaim or third party notice and make a payment order if that party is a defendant,
- or
- (c) make any order the judge thinks is fair.

Dated: July 10, 2012

  
by the Court

Note: For more information there is a booklet called "Getting Ready for Court"

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